

CH-1

**ORDINANCE AMENDMENT REVIEW SHEET**

**Amendment:** C2O-2011-001 Restaurant Use in LR

**Description:**

Amend Chapter 25-2 of the City Code to amend Section 25-2-586 relating to certain uses in the neighborhood commercial (LR) district.

**Staff Recommendation:** Staff recommends approval of this code amendment. It was the intent for this language to be included when the LR district was amended as part of ordinance 20080131-135

**Proposed Language**

**§ 25-2-586 REQUIREMENTS FOR CERTAIN USES IN A NEIGHBORHOOD COMMERCIAL (LR) DISTRICT.**

(D) This subsection applies to a restaurant (general) use.

(1) The gross indoor floor area may not exceed 4,000 square feet.

**Board and Commission Actions**

**Planning Commission Committee on Codes and Ordinances** – July 19, 2011: The committee forwarded this item to the full Planning Commission with a recommendation for approval on a vote of 4-0..

**Planning Commission** – September 13, 2011: Planning Commission is scheduled for a public hearing and possible action on this item

**Council Action**

**City Council** – A public hearing at City Council has not yet been set.

**Ordinance Number:**

**City Staff:** Robert Heil

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CW/Z

**ORDINANCE NO.**

**AN ORDINANCE AMENDING CHAPTER 25-2 OF THE CITY CODE TO AMEND SECTION 25-2-586 RELATING TO CERTAIN USES IN NEIGHBORHOOD COMMERCIAL (LR) DISTRICTS.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** Subsection (C) of City Code Section 25-2-286 (*Requirements for certain uses in a neighborhood commercial (LR) district*) is amended to read:

**§ 25-2-586 REQUIREMENTS FOR CERTAIN USES IN A NEIGHBORHOOD COMMERCIAL (LR) DISTRICT.**

(D) This subsection applies to a restaurant (general) use.

(1) ~~The gross indoor floor area may not exceed 4,000 square feet.~~

(2) ~~(1)~~ A restaurant (general) use may operate only after 7:00 a.m. and before 11:00 p.m.

(3) ~~(2)~~ An outdoor seating area may not:

(a) exceed 500 square feet of area; or

(b) be located within 50 feet of property with a single-family use or property zoned as a townhouse and condominium residence (SF-6) or more restrictive district.

(4) ~~(3)~~ Outdoor entertainment as an accessory use is prohibited.

(5) ~~(4)~~ Outdoor amplified sound is prohibited.

(6) ~~(5)~~ A drive-through facility is prohibited.

**PART 2.** This ordinance takes effect on \_\_\_\_\_, 2011.

CA/3

**PASSED AND APPROVED**

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\_\_\_\_\_, 2011

\_\_\_\_\_  
Lee Leffingwell  
Mayor

**APPROVED:** \_\_\_\_\_  
Karen Kennard  
City Attorney

**ATTEST:** \_\_\_\_\_  
Shirley A. Gentry  
City Clerk

